

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 14 of 2006 (MB)

1. Smt. Indra Tyagi w/o Shri Sunil Tyagi
R/o Avash Vikas Colony, Kashipur,
District Udham Singh Nagar
 2. Jagdish Chandra Joshi s/o Khima Nand Joshi,
R/o Naya Gaon, Post Office Kamaula,
Tehsil Kaladungi,
District Nainital
- Petitioners

Versus

1. State of Uttaranchal
 2. Station House Officer,
Kaladhungi, District Nainital.
 3. Senior Superintendent of Police,
District Nainital.
 4. Gopal Dutt Palediya S/o Late Sri Trilochan
Palediya, Village Vijay Pur Golapar,
District Nainital
- Respondents

.....

Sri B.M.Pingal, Advocate for the petitioners.
Sri H.C.Pande, Addl. Advocate for respondents 1 to 3.
None for respondent no. 4.

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Sri B.M.Pingal, Advocate for the petitioners.

Sri H.C.Pande, Addl. Govt. Advocate for respondents 1 to 3.

None for respondent no. 4.

2. Sri H.C.Pande, learned counsel for respondents 1 to 3 submits that the writ petition filed by the petitioners seeking quashing of the first information report lodged by respondent no. 4 against them has now become infructuous as the police after investigation has not filed charge-sheet against the petitioner no.1 – Smt. Indra Tyagi; and the petitioner no.2 – Jagdish Chandra Joshi after his arrest has been released on bail.

3. In this view of the matter, the writ petition is dismissed as infructuous.

(Prafulla C. Pant, J.) (Rajeev Gupta, C.J.)
01.05.2006 01.05.2006

A